

57

MP/\$ #4

Please type a plus sign inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/003,678	
	Filing Date	December 6, 2001	
	First Named Inventor	John E. Hutchins	
	Group Art Unit	3731	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission		Attorney Docket Number	BSX-214.1CIP

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Power Of Attorney By Assignee
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	10 Declarations For Patent Application – English Language Declaration
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	FULBRIGHT & JAWORSKI L.L.P. Steven M. War
Signature	
Date	April 17, 2002

2002-40-849000F



FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130.00

PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032

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Complete if Known

Application Number	10/003,678
Filing Date	December 6, 2001
First Named Inventor	John E. Hutchins
Examiner Name	Not Yet Assigned
Group Art Unit	3731
Attorney Docket No.	BSX-214.1CIP

METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account

Deposit
Account
Number

06-2375

Deposit
Account
Name

Fulbright & Jaworski L.L.P.

The Commissioner is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☐ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	201	740	370	201	370	Utility filing fee	740.00
106	206	330	165	206	165	Design filing fee	
107	207	510	255	207	255	Plant filing fee	
108	208	740	370	208	370	Reissue filing fee	
114	214	160	80	214	80	Provisional filing fee	
SUBTOTAL (1)							740.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

			Extra Claims		Fee from below		Fee Paid
Total Claims	42	-20 =	21	x	18	=	378.00
Independent Claims	6	-3 =	3	x	84	=	252.00
Multiple Dependent						=	

<u>Large Entity</u>		<u>Small Entity</u>		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				(\$) 630.00

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
105	205	130	65	205	65	Surcharge - late filing fee or oath	130.00
127	227	50	25	227	25	Surcharge - late provisional filing fee or cover sheet	
139	239	130	130	239	130	Non-English specification	
147	247	2,520	2,520	247	2,520	For filing a request for ex parte reexamination	
112	212	920*	920*	212	920*	Requesting publication of SIR prior to Examiner action	
113	213	1,840*	1,840*	213	1,840*	Requesting publication of SIR after Examiner action	
115	215	110	55	215	55	Extension for reply within first month	
116	216	400	200	216	200	Extension for reply within second month	400.00
117	217	920	460	217	460	Extension for reply within third month	
118	218	1,440	720	218	720	Extension for reply within fourth month	
128	228	1,960	980	228	980	Extension for reply within fifth month	
119	219	320	160	219	160	Notice of Appeal	
120	220	320	160	220	160	Filing a brief in support of an appeal	
121	221	280	140	221	140	Request for oral hearing	
138	238	1,510	1,510	238	1,510	Petition to institute a public use proceeding	
140	240	110	55	240	55	Petition to revive - unavoidable	
141	241	1,280	640	241	640	Petition to revive - unintentional	
142	242	1,280	640	242	640	Utility issue fee (or reissue)	
143	243	460	230	243	230	Design issue fee	
144	244	620	310	244	310	Plant issue fee	
122	222	130	130	222	130	Petitions to the Commissioner	
123	223	50	50	223	50	Processing fee under 37 CFR 1.17(q)	
126	226	180	180	226	180	Submission of Information Disclosure Stmt	
581	581	40	40	581	40	Recording each patent assignment per property (times number of properties)	
146	246	740	370	246	370	Filing a submission after final rejection (37 CFR 1.129(a))	
149	249	740	370	249	370	For each additional invention to be examined (37CFR 1.129(b))	
179	279	740	370	279	370	Request for Continued Examination (RCE)	
169	269	900	900	269	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 530.00

SUBMITTED BY

Name (Print/Type)	Steven M. War	Registration No. (Attorney/Agent)	48,024	Telephone	(202) 662-4519
Signature	<i>Stu M War</i>	Date	April 17, 2002		



Docket No.: BSX-214.1CIP
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
John E. Hutchins, et al.

Application No.: 10/003,678

Group Art Unit: 3731

Filed: December 6, 2001

Examiner: Not Yet Assigned

For: METHOD OF AND APPARATUS FOR
POSITIONING AND MAINTAINING THE
POSITION OF ENDOSCOPIC INSTRUMENTS

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

Dear Sir:

In response to the Notice to File Missing Parts of Application – Filing Date Granted mailed December 17, 2001, Applicant respectfully submits: (1) ten (10) Declarations For Patent Application – English Language Declaration; (2) a Request For A Two-Month Extension Of Time; and (3) substitute formal drawings (FIGS. 1-38A, 35 pages total) in compliance with 37 CFR 1.84.

Our check in the amount of \$1,900.00 covering the fees is enclosed (\$740.00 basic filing fee; \$530.00 for additional claims; \$130.00 surcharge; and \$400.00 for a two-month extension of time). The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper

hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. BSX-214.1CIP. A duplicate copy of this paper is enclosed.

Dated: April 17, 2002

Respectfully submitted,

By Steven M. War
Steven M. War

Registration No.: 48,024
FULBRIGHT & JAWORSKI L.L.P.
Market Square
801 Pennsylvania Avenue, N.W.
Washington, DC 20004-2615
(202) 662-0200
(202) 662-4643 (Fax)
Attorneys for Applicant

2003678-0470



APR 17 2002

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/003.678	12/06/2001	John E. Hutchins	BSX-214.1 CIP

FULBRIGHT & JAWORSKI L.L.P.
MARKET SQUARE
801 PENNSYLVANIA AVENUE, N.W.
WASHINGTON, DC 20004-2615

CONFIRMATION NO. 3101

FORMALITIES LETTER



OC000000007202458

Date Mailed: 12/17/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$630.
 - **\$378** for **21** total claims over 20.
 - **\$252** for **3** independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1500.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

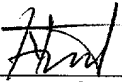
The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

04/18/2002 WABRHAM1 0000058 10003678

01 FC:101	740.00 OP
02 FC:103	378.00 OP
03 FC:102	252.00 OP
04 FC:105	130.00 OP

A copy of this notice MUST be returned with the reply.



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

2022-04-08 10:03:00